

Committee Agenda (revised)

Committee: Senate Agriculture and Natural Resources  
Room: 412  
Date: Thursday, January 31, 2013  
Time: 10:00 AM

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Individuals needing assistance, pursuant to the Americans with Disabilities Act, should contact the Legislative Research Council (605-773-3251) 48 hours before convening to make any necessary arrangements.

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Confirm appointment of Gary D. Jensen, Rapid City, to the Game Fish and Parks Commission

Confirm reappointment of James C. Spies, Watertown, to the Game Fish and Parks Commission

[SB 115](#)      **increase the commercial fertilizer inspection fee for purposes of fertilizer-related research and to create the Nutrient Research Education Council to promote such research.**

Senators Krebs, Frerichs, Lucas, Maher, Monroe, and Tidemann and Representatives Peterson, Bartling, Cammack, Craig, Cronin, Duvall, Hoffman, Munsterman, Olson (Betty), Parsley, Qualm, Schrempp, and Solum

[SB 116](#)      **establish a subordinate agricultural supplier's lien for an unpaid charge account billing statement.**

Senators Krebs, Brown, Frerichs, Lucas, Otten (Ernie), Rave, and Rhoden and Representatives Hoffman, Cammack, Erickson, and Olson (Betty)

[SB 205](#)      **authorize the hunting of wolves in certain circumstances.**

Senators Vehle, Begalka, Bradford, Brown, Lucas, Maher, Omdahl, Otten (Ernie), Rempelberg, Rave, Rhoden, Soholt, and Sutton and Representatives Olson (Betty), Carson, Cronin, Greenfield, Heinert, Hoffman, May, Nelson, Qualm, Stalzer, Tulson, Tyler, and Verchio

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

[SB 164](#)      **revise the compensation requirements payable to surface owners for exploration damages and to allow the payments to be made in multiple installments.**

Senators Maher and Sutton and Representatives Rozum, Feickert, Kopp, Olson (Betty), Schaefer, Verchio, and Wink

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SHANTEL KREBS, Chair

## Committee Agenda

Committee: Senate Appropriations  
Room: LCR2  
Date: Thursday, January 31, 2013  
Time: 8:00 AM

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[SB 8](#) **authorize the South Dakota Building Authority and the Board of Regents to finance, design, construct, furnish, and equip a sports performance enhancement facility arena and a new outdoor track and soccer complex at the University of South Dakota and to make an appropriation therefor.**  
The Committee on Appropriations at the request of the Board of Regents

[SB 9](#) **authorize the Board of Regents to accept the donation of land from the University of South Dakota Foundation for the use and benefit of the University of South Dakota.**  
The Committee on Appropriations at the request of the Board of Regents

[SB 29](#) **authorize the Department of the Military to purchase land for use by the South Dakota Army National Guard, to make an appropriation therefor, and to declare an emergency.**  
The Committee on Appropriations at the request of the Department of the Military

[SB 30](#) **authorize the Department of the Military to construct a motor vehicle storage building in Sioux Falls, to make an appropriation therefor, and to declare an emergency.**  
The Committee on Appropriations at the request of the Department of the Military

[SB 104](#) **extend the deadline for the construction of a nursing facility for military veterans and their spouses.**  
Senators Krebs, Hunhoff (Jean), and Kirkeby and Representatives Haggar (Don), Ecklund, and Haggar (Jenna)

[SB 123](#) **increase the energy minerals severance tax.**  
Senators Begalka and Lucas and Representatives Peterson, Feickert, Parsley, Tulson, and Tyler

[SB 124](#) **increase the real estate transfer fees and to revise the distribution of the fees.**  
Senators Begalka and Lucas and Representatives Tyler, Feickert, Hickey, and Peterson

[SB 140](#) **expand Medicaid eligibility for pregnant women and to make an appropriation therefor.**  
Senators Adelstein and Kirkeby and Representatives Hunhoff (Bernie), Bartling, Magstadt, and Ring

- [SB 172](#)      **temporarily increase the state sales and use tax and to declare an emergency.**  
Senators Adelstein, Buhl, and Kirkeby and Representatives Wismer, Gibson, and Hawks
- [SB 180](#)      **amend certain provisions relating to the publication of payroll information.**  
Senators Brown and Novstrup (Al) and Representatives Cronin, Hoffman, and Olson (Betty)
- [SB 239](#)      **repeal the state's membership in the multistate tax commission.**  
Senators Peters, Brown, Holien, Novstrup (Al), Olson (Russell), Rave, and Tidemann and Representatives Cronin, Carson, Conzet, Erickson, Lust, Novstrup (David), and Romkema

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

- [SB 2](#)      **provide funding for unresolved surface depredation caused by oil and gas exploration and to make an appropriation therefor.**  
Senators Sutton, Maher, Rampelberg, Rhoden, and Tieszen and Representatives Olson (Betty), Hawley, Hoffman, Magstadt, Rozum, Schrempp, and Solum at the request of the Interim Oil and Gas Study Committee
- [SB 91](#)      **reduce the rate for the contractor's excise tax over a period of time and to repeal the contractor's excise tax in three years.**  
Senators Begalka, Lucas, and Otten (Ernie) and Representatives Nelson, Hickey, Kaiser, Kopp, Olson (Betty), Parsley, Peterson, Russell, and Stalzer

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DEB PETERS, Chair

Committee Agenda

REVISED

Committee: Senate Commerce and Energy  
Room: 423  
Date: Thursday, January 31, 2013  
Time: 10:00 AM

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[HB 1091](#)\* **establish certain provisions regarding the labeling of motor fuel at a retail fuel pump.**

Representatives Cronin, Bartling, Chemic, Conzet, Craig, Dryden, Duvall, Erickson, Feickert, Gosch, Greenfield, Hajek, Hoffman, Hunhoff (Bernie), Johns, Kirschman, Kopp, Lust, Magstadt, Miller, Nelson, Novstrup (David), Olson (Betty), Parsley, Peterson, Qualm, Rounds, Russell, Solum, Stalzer, Verchio, Westra, and Wick and Senators Brown, Begalka, Bradford, Frerichs, Holien, Hunhoff (Jean), Jensen, Kirkeby, Lederman, Lucas, Maher, Monroe, Olson (Russell), Otten (Ernie), Rave, Rhoden, Soholt, Sutton, and Tidemann

[HB 1051](#) **revise certain provisions related to the director's orders to hazardous insurers.**  
The Committee on Commerce and Energy at the request of the Department of Labor and Regulation

[HB 1054](#) **repeal certain rule-making authority for the director of insurance.**  
The Committee on Commerce and Energy at the request of the Department of Labor and Regulation

[SB 119](#) **ensure freedom of media coverage of high school activities.**  
Senators Johnston, Begalka, Frerichs, Holien, Krebs, Novstrup (Al), Rave, and Soholt and Representatives Hunhoff (Bernie), Bolin, Erickson, Magstadt, Steele, and Tulson

[SB 100](#) **establish a wine direct shipper permit and to provide for certain direct shipments of wine.**  
Senators Adelstein, Begalka, Bradford, Brown, Jensen, Johnston, Jones, Kirkeby, Lederman, Lucas, Maher, Omdahl, Otten (Ernie), Rempelberg, Rave, Rhoden, Tidemann, Tieszen, Welke, and White and Representatives Rozum, Conzet, Dryden, Feinstein, Haggard (Don), Kopp, May, Nelson, Rounds, Russell, Schaefer, Steele, Tulson, and Tyler

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RIED S. HOLIEN, Chair

## Committee Agenda

Committee: Senate Education  
Room: 423  
Date: Thursday, January 31, 2013  
Time: 7:45 AM

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Confirm the re-appointment of Patrick L. Weber, Clay County, Vermillion, South Dakota to the State Board of Regents.

[SB 159](#)      **revise the state aid to general education formula by including an adjustment for students with limited English proficiency.**

Senators White, Bradford, Buhl, Heineman (Phyllis), Hunhoff (Jean), Johnston, Kirkeby, Krebs, Lucas, Maher, Monroe, Novstrup (Al), Peters, Rampelberg, Soholt, Tidemann, Tieszen, and Welke and Representatives Mickelson, Bolin, Cronin, Dryden, Duvall, Erickson, Feickert, Feinstein, Gibson, Haggard (Don), Hajek, Hansen, Hawks, Hawley, Heinert, Hickey, Johns, Magstadt, Miller, Novstrup (David), Parsley, Qualm, Ring, Rounds, Rozum, Schoenfish, Sly, Stalzer, Stevens, Tulson, Werner, Westra, Wink, and Wismer

[SB 80](#)      **reinstate certain provisions repealed in the Eighty-seventh Legislative Session regarding the accounting for federal impact aid.**

Senators Maher, Begalka, Bradford, Brown, Frerichs, Lucas, and Sutton and Representatives Sly, Bartling, Feickert, Hawley, Heinert, Hoffman, Hunhoff (Bernie), Killer, Kopp, May, Nelson, Olson (Betty), Parsley, Russell, Schaefer, Schrempp, Stevens, Tyler, Verchio, and Wismer

[HB 1064](#)      **provide for certain methods of disbursement for school district flexible spending accounts.**

Representatives Verchio, Craig, Feickert, Hawks, Hickey, Magstadt, Qualm, Rasmussen, Ring, Russell, Schoenfish, and Stalzer and Senators Rampelberg, Bradford, Jensen, Maher, Tieszen, and Welke

[HB 1012](#)\*      **revise certain provisions regarding the students eligible for resident tuition benefits at universities controlled by the Board of Regents.**

The Committee on State Affairs at the request of the Board of Regents

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

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J. MARK JOHNSTON, Chair

## Committee Agenda

Committee: Senate Judiciary  
Room: 413  
Date: Thursday, January 31, 2013  
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[SB 173](#) **provide that a defendant is strictly liable under criminal law for raping certain victims incapable of consenting.**

Senators Lederman, Buhl, and Peters and Representatives Stevens, Gibson, Hajek, and Hoffman

[SB 174](#) **provide that an out-of-country foreign judgment need not be recognized if the cause of action resulted in a defamation judgment obtained in a jurisdiction outside the United States, unless a court in this state first determines that the defamation law applied in the foreign court's adjudication provided at least as much protection for freedom of speech and press as would be provided in this state by enacting the free speech defense Act.**

Senator Lederman and Representatives Hoffman and Stevens

[SB 147](#) **revise certain provisions relating to domestic abuse and protection orders.**

Senators Tieszen, Adelstein, Begalka, Bradford, Brown, Buhl, Holien, Hunhoff (Jean), Johnston, Kirkeby, Krebs, Lucas, Monroe, Peters, Soholt, Tidemann, and Vehle and Representatives Lust, Cammack, Campbell, Craig, Cronin, Dryden, Gibson, Hajek, Hoffman, Hunhoff (Bernie), Kaiser, Magstadt, Miller, Novstrup (David), Qualm, Rozum, Solum, and Verchio

BILLS FOR POSSIBLE ACTION WHICH HAVE HAD PRIOR HEARING.

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CRAIG TIESZEN, Chair